

THE PROVO COURT

Mulberry Pleads Guilty to the Charge of Murder.

THE EVIDENCE IN THE CASE

The Noted Case Against Benjamin Bennett and the Conflicting Stories Told—General News of the Garden City.

The First district court opened proceedings in Provo at 10 o'clock yesterday.

SENT UP FOR SIX MONTHS.

The first name called was that of William Cummings, who was arraigned on the charge of assault with a deadly weapon. He pleaded guilty and was sent up for six months.

DEFERRED HIS PLEA.

Samuel Carson was arraigned on a charge of unlawful cohabitation and took until 3 o'clock p.m. to plead.

NEVER THOUGHT OF SUCH A THING.

John Steel pleaded not guilty to a charge of fornication.

WILL OBEY THE LAW.

Samuel A. Wilcox pleaded guilty to a charge of unlawful cohabitation. He was twenty-two years of age, he said, and on promising to obey the law, he was fined \$100 and costs.

NOT GUILTY.

Orlando F. Herron entered a plea of not guilty to a charge of adultery. Joseph Bartholomew pleaded not guilty to the charge of unlawful cohabitation.

THE USUAL CHARGE.

Nells H. Jensen pleaded guilty to the charge of unlawful cohabitation. He promised to obey the law, and was fined \$100 and costs.

RESISTING AN OFFICER.

Levi P. Dunham came before the court on a charge of resisting an officer and pleaded not guilty. Mr. Dunham was appointed to defend him.

Samuel Carson withdrew his plea of not guilty to the charge of unlawful cohabitation and entered a plea of guilty as charged. He promised to obey the law in the future, and was sentenced to pay \$100 and costs.

DENIED CITIZENSHIP.

Christian Hansen did not feel like assisting in enforcing the laws against polygamy and was denied citizenship.

ADMITTED.

Rasmus Rasmussen and Francis C. Nielsen were admitted to citizenship.

GUILTY OF BATTERY.

One Anderson pleaded guilty to a charge of battery and was ready for sentence. The officer who arrested him stated that the defendant struck him with a rock at the time of his arrest. He was sentenced to one month's imprisonment and to pay a fine of \$50.

PLEADED GUILTY TO MURDER.

Samuel Mulberry withdrew his plea of not guilty to the crime of murder and entered a plea of guilty of murder in the second degree.

The judge asked him if he fully realized what he was doing, and the murderer answered that he did. It was then decided to examine the witnesses.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

Frank Jones, a witness to the murder, was questioned by the United States district attorney, Varian, as to what he saw of the murder. He said he was present at the affray. It was 6 or 7 o'clock. He saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot. Saw Mulberry shooting from the depot.

RAYMOND ARRAIGNED

He Pleads Not Guilty to the Charge of Murder.

NINETEEN INDICTMENTS FOUND

Four Charges Ignored—The Grand Jury Appoints Committees to Investigate and Adjourns for Two Weeks.

The first business to come up in the Third district court yesterday morning was the arraignment of Doties Schroeder, charged with shooting Martin Gamm with a deadly weapon on January 10, last. The defendant entered a plea of not guilty.

FLYNN, THE HORSE FANCIER.

The case of John D. Flynn, charged with horse stealing, was then called. Colonel Ferguson said that he supposed that the court would take judicial notice of its own records. If that was true the court would find that on September 14, 1889, the defendant was arraigned on an indictment charging him with horse breaking, and on September 26, 1889, he pleaded guilty and was sentenced to two years' imprisonment in the penitentiary. That term even with the deduction for good behavior, had not yet expired. This being true, the marshal had no right to ignore the witnesses of this court and bring the defendant before the court for trial on another charge.

Mr. Critchlow said that the defendant was in court and the court would not institute an investigation as to how he came here.

The court overruled the motion and stated that the case would be taken up at the conclusion of the Moss murder trial.

RAYMOND PLEADS NOT GUILTY.

Frank F. Raymond, indicted for murder in the first degree, was then arraigned. The indictment charged the defendant with killing Richard O'Brien at Park City on December 19, last, and was found on February 18. Raymond entered a plea of not guilty and retired.

DUGGINS DENIES IT.

Sim Duggins, the Provo saloon keeper, was arraigned on an indictment charging him with adultery alleged to have been committed with Miss Louise Oldfield at the White house in this city some months ago. He entered a plea of not guilty.

GOT AWAY WITH A BARREL.

D. C. Johnson, Stephen Daniels, Ed Paine and Thomas Daniels, charged with stealing a barrel of alcohol from a box car at Park City some time ago, were arraigned and pleaded not guilty.

In Judge Anderson's Court.

In the case of M. J. Forhan vs. C. S. Varian et al.; Judge Anderson yesterday allowed a motion to file a supplementary answer.

In the case of John Beck vs. John T. Lynch et al.; the demurrer was withdrawn.

In the case of H. B. Clinlin & Co. vs. Simon Keilner; the hearing on the motion to rescind the order appointing a receiver was set for March 2.

In the case of Elizabeth Davis vs. Hyrum Blomquist et al.; the demurrer was withdrawn.

The case of H. E. C. Peterson vs. T. A. Davis was continued for the term.

Peter Anderson vs. Matt Connelly et al.; demurrer withdrawn.

J. W. Goldthwait vs. J. T. Lynch; demurrer submitted.

R. L. Williams et al. vs. Jesse Bell; demurrer overruled.

T. R. Jones vs. W. G. Gallagher; hearing on motion for a new trial set for February 28.

E. E. Oslund vs. Thomas Goff et al.; demurrer overruled.

J. W. Farrell vs. Earl Gray; demurrer overruled.

V. H. Miller vs. — Dwyer; hearing on demurrer set for February 27.

F. B. Smith vs. W. M. Hand; demurrer submitted.

The H. Rothschilde Sons vs. William McQueen; set for tomorrow.

South Kansas Irrigation company vs. W. J. Pace et al.; demurrer submitted.

S. R. Marks vs. Margaret J. Tuckett et al.; demurrer submitted.

The divorce case of John R. Hamilton vs. Kate Hamilton then came up. The defendant failed to appear and a decree was granted on the ground of desertion.

The Grand Jury Reports.

The grand jury yesterday reported seventeen indictments under the laws of the territory and two under United States laws. Also that the following cases had been ignored:

The People vs. Harvey Kessel, murder.

The People vs. Henry Washer and James Rice, attempt at burglary.

The People vs. Lee Hoeg, assault with a deadly weapon.

United States vs. John Lambert, unlawful cohabitation.

Foreman Bishop stated that the jury had appointed committees to examine prisons, etc., and asked permission to adjourn for two weeks. The request was granted.

In the Probate Court.

Estate of William Howard; order of publication of notice to creditors.

Estate of Lars M. Johnson; order appointing Oscar Youngberg administrator upon filing a bond in the sum of \$1,000 and taking the oath prescribed by law.

Estate of Elizabeth Jones; order appointing Brooker appointed administrator on filing a bond in the sum of \$300 and taking the oath prescribed by law.

Estate of John W. Jenkins; order allowing account and making distribution.

Estate of John W. Kouns; Friday, March 6, 1891, to hear petition for letters of administration.

Estate and guardianship of J. Milton Allen, a minor; continued to February 28, 1891.

The following cases were continued to February 27: Estate of John W. Helm, Julia C. Raleigh and Charlotte Curtis.

CAUSE OF RHEUMATISM.

The supreme importance of purifying the blood and restoring the liver and kidneys to healthy action, has been a subject of great study, the results of which have enabled us to present to the afflicted, Ballard's rheumatic syrup. By cures unprecedented, it has proven its right to the title of "The greatest rheumatic remedy ever discovered." For sale by Johnson, Pratt & Co.

THE NEW DISCOVERY.

You have heard your friend and neighbor talk about it. You may yourself be one of the many who know from personal experience just how good a thing it is if you have ever tried it. One of its staunch friends, because the wonderful thing about it is, that when once given a trial, Dr. King's New Discovery ever after holds a place in the house. If you have never used it and should be afflicted with a cough, cold or any throat, lung or chest trouble, secure a bottle at once and give it a fair trial. It is guaranteed every time, or money refunded. Trial bottles free at A. C. Smith & Co.'s drug store.

PNEUMONIA AND BRONCHITIS CARRY OFF ONE-THIRD OF THE HUMAN RACE.

It is not generally known that pneumonia and bronchitis carry off one-third of the human race, but such are the facts, and what is more surprising, both of the above diseases result from neglecting a common ordinary cold. A cough should never be neglected. If it is, every time you catch cold you cough harder, and it sticks by you longer. Ballard's horhound syrup is the best remedy in the world for pneumonia, bronchitis and all throat and lung troubles. If you have given a trial, call for Ballard's horhound syrup and take no other.

WISDOM'S FAMOUS ROBERTINE.

Produces a beautiful and velvet-like skin to which nothing but the softness and purity of an infant's face can be compared.

DO YOU ATTEND BALLS AND PARTIES?

If so, society demands that you should be fittingly and properly dressed. It is our duty as the leading outfitters of this section, to do all in our power to help you meet this demand. Therefore, we call your attention in this "ad." to our Superb Line of Full Dress Wearing Apparel.

First on the list is Our Own Make of Full Dress Suits in the conventional "Swallow-tail" or the "Prince Albert" style of cut, which are Equal to Any and Superior to Many merchant tailor made garments, and what is of more importance, at Less than Half the Price a tailor would charge you. These goods are being worn by many of our



most fastidious Society gentlemen, and we have heard nothing but words of praise as to their merits, in both fit and make. After you have selected your suit you will need full dress shirts and shoes, of which our furnishing goods and shoe departments show a complete variety of all that is new in their respective lines.

We especially call your attention to our line of Patent Leather Shoes, embracing Cloth and Kid Upper, in both Congress and Laced. Leading makes only and at Less than Shoe Store Prices.

GOLDSMITH & CO.,

61, 63 and 65 Main Street, Leaders on Reliable Goods at Reliable Prices.

F. AUERBACH & BRO.

\$50,000

Winter and Surplus Stock

AT ALMOST HALF PRICE!

Black Silks! Black Silks! Black Silks!

Best qualities in Satin Rhodames, Gros Grains, Fancy Weaves and Elegant Brocades, at 55c, 65c, 75c, 90c. \$1.10, \$1.25 and \$1.45, worth 30 per cent. more than quoted. Colored Gros Grains at 60c, 75c and 90c. 35 pieces of all-wool Seracs, new shades, at 45c, reduced from 60c. per yard. 29 pieces all-wool Dress Goods in plain, fancy weaves and plaids; reduced from \$1.00 and \$1.50 to 75c. per yard. 69 elegant Combination Suits, at a reduction of 33 1/3 per cent.

Domestic Department.

1,000 pairs of Curtains and Portieres, slightly soiled in handling, will be offered for one week at from 75c. to \$1.50 a pair; worth 60 per cent. more than they are now selling for.

Blankets and Quilts.

At a Reduction of 33 1/3 per cent.

700 full size Crochets Quilts, at 50c. each. 350 full size Crochet Quilts, Marseilles Patterns, at \$1.10. 300 full size Genuine Marseilles Quilts, choice designs, at \$1.50. 250 extra size Marseilles Quilts, choice designs, at \$1.50.

BLANKETS.

Our celebrated full size White California Blankets, at \$5.00 a pair.

Extra quality and size, White California Blankets, at \$7.50, worth \$12.00 a pair.

SPECIAL ATTENTION

Is called to the great bargains in Anderson's Imported Scotch Zephyrs, at 25c. a yard; usually sold at 50c. 1,500 manufacturer's short lengths of Anderson's Imported Zephyrs, at 16 1/2c.; worth 50c. per yard.

Cloak Department.

Ladies' Plush Capes Reduced from \$15.00 to \$7.00
" Wraps " 17.50 " 8.50
" Black Cheviot Jackets " 22.50 " 12.50
" Astrichan-faced Jackets " 6.00 " 3.00
Misses' Coats " 3.00 " 1.25
" " " " " 3.50 " 1.50
Ladies' Cashmere and Flannel Tea Gowns below cost.
Ladies' Culo Wrappers at 90c.

Our Children's Clothing and Gents' Furnishing

Offers Boys' Suits at \$1.35, \$1.75, \$2.00, \$2.25, \$2.50 and \$3.00, worth 50 per cent. more. 1 lot each of Boys' Knee Pants, at 20c, 25c, 30c, 40c and 50c.; best value in the city. Boys' Outing Cloth Waists, at 15c., reduced from 25c.

" " " " " 30c. " 15c.
" " " " " 40c. " 20c.
Men's Unlaundried White Shirts, at 27 1/2c. each.
1 lot each of Men's Overshirts, at 35c., 45c., 50c. and 60c.
Merino Half Hose, reduced to One-half Regular Price, 12 1/2c., 20c. and 25c. a pair.
Boys' Overcoats at a reduction of 35 per cent.

Our Shoe Department

Will continue the 25 per cent. and 10 per cent. discounts.

Mail Orders Receive Prompt and Careful Attention.

SPRING NOVELTIES

For all of our numerous departments are beginning to arrive.

ESTABLISHED 1864.

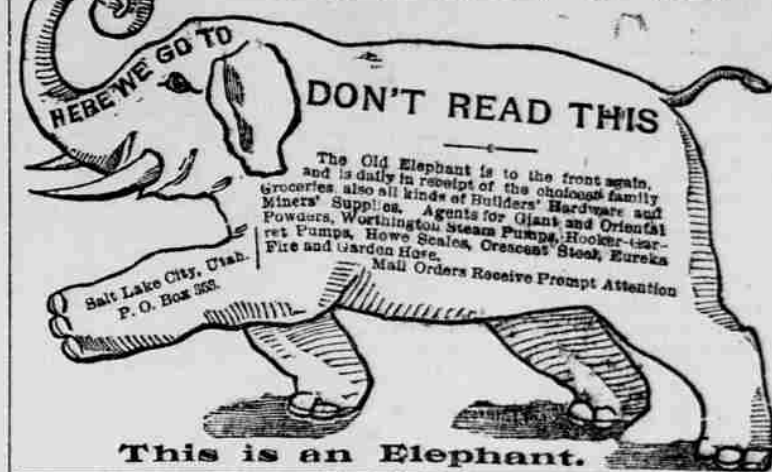
F. AUERBACH & BRO.

* PHIL. KLIPPLE'S CARRIAGE SHOPS. *

Carriage and Painting and Trimming.

NEW WORK BUILT TO ORDER. 237. 123, 126 and 128 W. Second South Street.

CUNNINGTON & CO.



* A FULL AND COMPLETE LINE *

OF

LADIES' AND CHILDREN'S

MUSLIN UNDERWEAR

Just Received at The

Schweitzer Cloak & Suit Co.

The Only Exclusive Cloak and Suit House in Utah

55 MAIN STREET.

THE SPENCER BYWATER CO.

Nos. 17 and 19 W. South Temple Street,

SOLE AGENTS FOR

"GEM" STOVES AND RANGES,

Which are as good as any in the market, we except none.

STEEL RANGES AND HOT-AIR FURNACES,

Tin, Copper and Sheet-Iron Work

Of Every Description. Metal Cornice and Skylights. Jobbers

of Tin-plate, Sheet-iron and Tinnings' Supplies.

DAVID JAMES & CO.,

TINNERS, PLUMBERS,

Gas and Steam Fitters,

Dealers in Plumbing Material, Pumps, Pipes and Fittings,

Steam Heating Supplies, Tin and Iron Roofing, Galvan-

ized Iron Cornice, Guttering, Garden Hose and Lawn

Sprinklers, Water Filters, Etc.

No. 67 Main Street

WM. J. TUDDENHAM & CO.,

Builders, Contractors and Brick Manufacturers

MANTLES, GRATES, HEARTHES, TILES, ETC.

29 S. West Temple St. Telephone No. 510

JOB OFFICES.

Save : Your : Type,

By Having Forms

STEREOTYPED

AT THE HERALD OFFICE.

A New and Complete Outfit.

Best Work at Eastern Prices.

LONDON BALM

A POSITIVE CURE FOR RHEUMATISM

MANUFACTURED BY HAY FEVER

SOLD IN THE NEAR

AND CATHARTIC DEPARTMENT

Z. C. M. I. DRUG DEPT. SOLE AGENTS FOR UTAH